

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
Alexandria, VA 22313-1450

**COVER SHEET**

Re:   Applicant: Christian MAYAUD  
Serial No.: 09/941,681  
Filing Date: August 30, 2001  
Title: A COMPUTERIZED PRESCRIPTION SYSTEM FOR GATHERING AND  
PRESENTING INFORMATION RELATING TO PHARMACEUTICALS  
Assignee: CYBEAR, LLC  
Our File No.: 47777-0005

Sir:

Enclosed are the following documents for filing:

- [X] Cover Sheet – This Page
- [X] Transmittal Form – 1 page
- [X] Petition for One-Month Extension of Time – 1 page  
(in duplicate, with authorization to charge fee)
- [X] Response - 2 pages
- [X] Declaration Of Prior Invention In The United States Or In A NAFTA Or WTO Member Country To Overcome A Cited Patent Or Publication Under 37 C.F.R. §1.131 – 17 pages, with attachment of 97 pages
- [X] Declaration Of Assignee In Support Of Submission Of 37 C.F.R. §1.131 – 5 pages
- [X] Return Receipt Postcard

These documents enclosed and referenced herein are being submitted under the Express Mail filing provisions, 37 CFR 1.10, and a filing date corresponding to the date of deposit is respectfully requested.

The Commissioner is hereby authorized to charge any additional fees, which may be required in the prosecution of this application to Deposit Account No. 18-2262.

Respectfully submitted,

By:

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Enclosures

**EXPRESS MAIL "mailing label No. EV 32326040 US – Deposited: January 27, 2005**

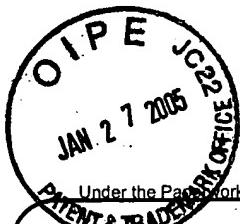
**Certificate of Mailing under 37 CFR 1.10**

I hereby certify that these Papers are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on January 27, 2005.

*Vernice V. Freebourne*

/VERNICE V. FREEBOURNE

January 27, 2005



PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/941,681
		Filing Date	August 30, 2001
		First Named Inventor	Christian MAYAUD
		Art Unit	2165
		Examiner Name	Samuel G. Rimell
Total Number of Pages in This Submission		Attorney Docket Number	47777-0005

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Declaration of Prior Invention....under 37 CFR 1.131
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	Declaration of Assignee under 37 CFR 1.131
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	Return Receipt Postcard
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Ruden, McClosky, Smith, Schuster & Russell, P.A.		
Signature			
Printed name	ROBERT M. SCHWARTZ, ESQ.		
Date	January 27, 2005	Reg. No.	29,854

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	VERNICE V. FREEBOURNE	Date	JANUARY 27, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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